



3738 B

Patent Application

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. of: Stinson, Jonathan S., et al. Art Group: 3738
Serial No.: 10/008,716 Examiner: Thomas Barrett
Filed: November 13, 2001 Atty. Docket: 23,369-134
For: Radiopaque Markers for Implantable Prostheses

TRANSMITTAL

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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Sir:

Enclosed for filing please find the following:

1. Amendment (10 pages), including Cover (1 page), Listing of Claims (7 pages), and Remarks (2 pages);
2. Terminal Disclaimer (referencing U.S. Pat. No. 6,251,135) (2 pages);
3. Terminal Disclaimer (referencing U.S. Pat. No. 6,340,367) (2 pages);
4. Fee Transmittal FY 2003 (1 page);
5. Check in the amount of \$126.00 in payment of the fees for 7 claims over the number previously paid for;
6. Check in the amount of \$110.00 as fee for filing Terminal Disclaimer (referencing U.S. Pat. No. 6,251,135);
7. Check in the amount of \$110.00 as fee for filing Terminal Disclaimer (referencing U.S. Pat. No. 6,340,367); and
8. Return Receipt Post Card.


The Commissioner is authorized to charge any further fees necessitated by this correspondence, or to credit any overpayment, to Deposit Account No. 12-0449.

Please direct any questions or comments to Frederick W. Niebuhr at (952) 896-1574.

Respectfully submitted,

Boston Scientific Scimed, Inc.

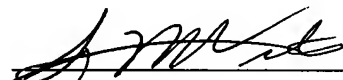
Dated: August 15, 2003

By: 
Frederick W. Niebuhr
Registration No. 27,717
CUSTOMER NO. 23452

CERTIFICATE OF MAILING

Pursuant to 37 CFR 1.8, I hereby certify that this Transmittal and accompanying Amendment, Terminal Disclaimers (2), a check in the amount of \$126.00 as filing fee (or additional claims) and two checks in the amount of \$110.00 each for filing Terminal Disclaimers, in Application Serial No. 10/008,716 is being deposited with the U.S. Postal Service by first class mail, postage prepaid, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date of deposit indicated below.

Dated: August 15, 2003


Geralyn M. Vita

876372.1



PTO/SB/17 (05-03)

Approved for use through 04/30/2003. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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FEE TRANSMITTAL for FY 2003

Effective 01/01/2003. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT

(\$) 346.00 *

Complete if Known

Application Number	10/008,716
Filing Date	November 13, 2001
First Named Inventor	Jonathan S. Stinson
Examiner Name	Thomas Barrett
Art Unit	3738
Attorney Docket No.	23,369-134

METHOD OF PAYMENT (check all that apply)☒ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None☐ Deposit Account: * 3 separate checks: (\$126.00) (\$110.00) (\$110.00)Deposit Account Number
Deposit Account Name

12-0449

Larkin, Hoffman, Daly & Lindgren, Ltd.

The Director is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☒ Credit any overpayments☐ Charge any additional fee(s) during the pendency of this application☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	750	2001	375	Utility filing fee	
1002	330	2002	165	Design filing fee	
1003	520	2003	260	Plant filing fee	
1004	750	2004	375	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	
SUBTOTAL (1)					(\$)

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

	Extra Claims	Fee from below	Fee Paid
Total Claims	-20** = 7	X 18	= 126
Independent Claims	-3** =	X	=
Multiple Dependent			

Large Entity		Small Entity		Fee Description
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
1202	18	2202	9	Claims in excess of 20
1201	84	2201	42	Independent claims in excess of 3
1203	280	2203	140	Multiple dependent claim, if not paid
1204	84	2204	42	** Reissue independent claims over original patent
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent
SUBTOTAL (2)				

SUBTOTAL (2) (\$) 126.00

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for <i>ex parte</i> reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	410	2252	205	Extension for reply within second month	
1253	930	2253	465	Extension for reply within third month	
1254	1,450	2254	725	Extension for reply within fourth month	
1255	1,970	2255	985	Extension for reply within fifth month	
1401	320	2401	160	Notice of Appeal	
1402	320	2402	160	Filing a brief in support of an appeal	
1403	280	2403	140	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,300	2453	650	Petition to revive - unintentional	
1501	1,300	2501	650	Utility issue fee (or reissue)	
1502	470	2502	235	Design issue fee	
1503	630	2503	315	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	750	2809	375	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	750	2810	375	For each additional invention to be examined (37 CFR 1.129(b))	
1801	750	2801	375	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	
Other fee (specify) Two Terminal Disclaimers (2 separate checks for \$110.00 each)					220.00
*Reduced by Basic Filing Fee Paid					
SUBTOTAL (3)					(\$) 220.00

SUBMITTED BY

(Complete if applicable)

Name (Print/Type)	Frederick W. Niebuhr	Registration No. (Attorney/Agent)	27,717	Telephone	952-896-1574
Signature	<i>Frederick W. Niebuhr</i>	Date	August 15, 2003		

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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